IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.17841 of 2008
RAMA GOPE & ORS
Versus
STATE OF BIHAR

2/ 14.5.2008 Heard learned counsel for the parties.

Altogether 12 persons are named accused. On the basis of fardbeyan of Raj Kumar Prasad, present case was registered under Section 307 and some other Sections of the Indian Penal Code and 27 of the Arms Act in which he has stated that Naresh Gope fired from his rifle causing injury in the stomach of Shivnandan Maahto and when he fell down, other accused Rama Gope and Kapil Gope also fired. Later on after death of Shivnandan Mahto, section 302 of the Indian Penal Code has been added.

WEB COPY NOT OFFICIAL

Submission is that the petitioners are not the assailant of the deceased. They have been described as only members of the mob. Fatal shot was given by another accused.

Considering the facts and circumstances of the case, let petitioners namely, Rama Gope, Kapil Gope, Arjun Gope alias Baudha Gope, Karu Gope, Karu Gope alias Dharmendra Gope and Suresh Gope, be released on bail on their furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of Judicial Magistrate, Nalanda at Biharsharif in Nalanda P.S.Case No. 38 of 2007.

Tahir/- **(Shyam Kishore Sharma, J.)**